



Attorney's Docket No. PP17201.003 (035784/240412)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/035,397
Applicant(s): Shirley *et al.*
Filed: October 25, 2001
Art Unit: 1646
Examiner: Janet L. Andres
Title: HSA-FREE FORMULATIONS OF INTERFERON-BETA

Confirmation No.: 3374

September 14, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two months to respond to the Office Action dated April 14, 2004.
2. Applicant is a small entity; other than a small entity.
3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

| Total Months <u>Requested</u> | Fee For Other <u>Than Small Entity</u> | Fee for <u>Small Entity</u> |
|------------------------------------------------|-------------------------------------------|--------------------------------|
| <input type="checkbox"/> one month | \$110.00 | \$55.00 |
| <input checked="" type="checkbox"/> two months | \$420.00 | \$210.00 |
| <input type="checkbox"/> three months | \$950.00 | \$475.00 |
| <input type="checkbox"/> four months | \$1,480.00 | \$740.00 |
| <input type="checkbox"/> five months* | \$2,010.00 | \$1,005.00 |

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

- A check in the amount of \$420.00 is enclosed.
 Charge Deposit Account No. 16-0605 for the extension fee.
 Charge Deposit Account No. 16-0605 for any fee deficiency.

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420.00 OP

Respectfully submitted,

Leslie T. Henry
Agent for Applicants
Registration No. 45,714

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| Customer No. 00826 ALSTON & BIRD LLP Bank of America Plaza 101 South Tryon Street, Suite 4000 Charlotte, NC 28280-4000 Tel Raleigh Office (919) 862-2200 Fax Raleigh Office (919) 862-2260 |
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| CERTIFICATE OF EXPRESS MAILING "Express Mail" mailing label number EV 387069118 US Date of Deposit September 14, 2004 I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450. _____ Lynda-Jo Pixley |
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